



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#9
4/29/03
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TC 1700

Patent Application

Inventor(s): Stephen P. DeOrnellas et al.
SC/Serial No.: 10/045,318
Confirm. No.: 3120
Filed: November 9, 2001
Title: METHOD FOR USING A HARD
MASK FOR CRITICAL
DIMENSION GROWTH
CONTAINMENT

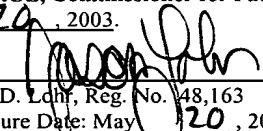
PATENT APPLICATION

Art Unit: 1765
Examiner: L. Umez-Eronini

Customer No. 23910

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 29, 2003.



Jason D. Lohr, Reg. No. 48,163
Signature Date: May 20, 2003 (Attorney Signature)

REQUEST FOR CONTINUED EXAMINATION UNDER 37 C.F.R. §1.114

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby request continued examination of the above-identified utility patent application. The subject patent application was filed on or after June 8, 1995 and this paper is being filed prior to the earliest of: (1) Payment of the issue fee, unless a petition under 37 C.F.R. §1.313 is granted; (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. 141, or the commencement of a civil action under 35 U.S.C. 145 or 146, unless the appeal or civil action is terminated. 37 C.F.R. §1.114(a).

Transmitted with this communication are the following:

- ☒ An Amendment or Response.
- ☒ A Petition for an Extension of Time under 37 C.F.R. §1.136.
- ☐ An Information Disclosure Statement pursuant to 37 C.F.R. §1.56.
- ☐ A Request for Suspension of Action Pursuant to 37 C.F.R. §1.103.

- 1 -

Attorney Docket No.: TEGL-01082US3
jlohr/tegl/1082us3/1082US3.019 RCE.wpd

05/28/2003 DTESSEM1 00000055 10045318

01 FC:2801

375.00 DP

_____ Other: _____.

Previously submitted are the following:

_____ Consider the Amendment(s)/Response under 37 C.F.R. §1.116 previously filed on [date of mailing].

_____ Other: _____.

Small Entity Statement

_____ Applicant(s) qualify for small entity status under 37 C.F.R. §1.27.

The fee associated with this communication has been calculated as shown below:

☒ _____ A fee of \$375.00 is due pursuant to 37 C.F.R. §1.17(e) for the filing of this Request for Continued Examination.

☒ _____ A fee for extension of time for response under 37 C.F.R. §1.136 filed within three (3) month(s) after the original time for response of February 22, 2003. A fee of \$465.00 is due.

_____ A fee of \$130.00 is due under to 37 C.F.R. §1.17(h) for filing a Request for Suspension of Action *for cause*. [37 C.F.R. §1.103(a)]

_____ Applicant(s) respectfully request a refund of this fee because, as more fully set forth in the Request for Suspension of Action, Applicant(s) submit that the cause of the suspension is the fault of the Patent and Trademark Office.

_____ A fee of \$130.00 is due under to 37 C.F.R. §1.17(i) for filing a Request for Suspension of Action *not* for cause. [37 C.F.R. §1.103(c)]

_____ A fee for addition of claims under 37 C.F.R. §1.16 is due as follows:

FEES	Claims Remaining After Amendment	Highest Number Previously Paid For	Present Extra	Rate Small Entity/Other Than Small Entity	Total
TOTAL CLAIMS (37 CFR 1.16(c))	___ *-	___ **	___	X \$ 9.00 X \$ 18.00	\$
INDEPENDENT CLAIMS (37 CFR 1.16(b))	___ *-	___ ***	___	X \$ 42.00 X \$ 84.00	\$
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))				+ \$140.00 + \$280.00	\$
				TOTAL	\$

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number of Previously Paid For" in this space is less than 20, enter "20".

*** If the "Highest Number Previously Paid For" in this space is less than 3, enter "3".

The total fee required with this communication is \$_____ and is to be paid as follows:

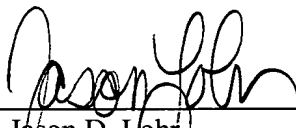
_____ Please charge Deposit Account No. 06-1325 in the amount of \$_____. A duplicate copy of this authorization is enclosed.

☒ A check in the amount of \$840.00 is enclosed for the filing fee of the Request for Continued Examination and Petition for Extension of Time.

☒ The Commissioner is hereby authorized to charge any deficiencies or credit overpayment to Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.

Respectfully submitted,

Date: 5/20/03

By: 
Jason D. Lohr
Reg. No. 48,163

FLIESLER DUBB MEYER & LOVEJOY LLP
Four Embarcadero Center, Fourth Floor
San Francisco, California 94111-4156
(415) 362-3800



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Inventor(s): Stephen P. DeOrnellas et al.

SC/Serial No.: 10/045,318

Confirm. No.: 3120

Filed: November 9, 2001

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Jason D. Lohr, Reg. No. 48,163
Signature Date: May 20, 2003

(Attorney Signature)

RESPONSE TRANSMITTAL LETTER

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted with this communication in connection with the above-identified application are the following:

- ☒ A Response under 37 C.F.R. §1.116 to the Office Action dated November 22, 2002.
- ☒ A Petition for an Extension of Time under 37 C.F.R. §1.136.
- ☒ A Request for Continued Examination Under 37 C.F.R. §1.114.

The fee associated with this communication has been calculated as shown below:

- _____ No fee is required with this communication.
- _____ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been established.
- ☒ A fee for extension of time for response under 37 C.F.R. §1.136 filed within three (3) month(s) after the original time for response of February 22, 2003. A fee of \$465.00 is due.
- ☒ A fee of \$375.00 is due pursuant to 37 C.F.R. §1.17(e) for the filing of the Request for Continued Examination.
- _____ A fee of \$180.00 is due for the submission of the accompanying Information Disclosure Statement.
- _____ A fee for addition of claims under 37 C.F.R. §1.16 is due as follows:

FEES	Claims Remaining After Amendment	Highest Number Previously Paid For	Present Extra	Rate Small Entity/Other Than Small Entity		Total
TOTAL CLAIMS (37 CFR 1.16(c))	____* -	____**	_____	X	\$ 9.00	\$
				X	\$ 18.00	
INDEPENDENT CLAIMS (37 CFR 1.16(b))	____* -	____***	_____	X	\$ 42.00	\$
				X	\$ 84.00	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))				+	\$140.00	\$
				+	\$280.00	
				TOTAL		\$

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number of Previously Paid For" in this space is less than 20, enter "20".

*** If the "Highest Number Previously Paid For" in this space is less than 3, enter "3".

The total fee required with this communication is \$_____ and is to be paid as follows:

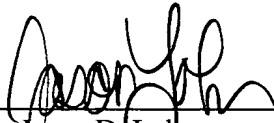
- _____ Please charge Deposit Account No. 06-1325 in the amount of \$_____. A duplicate copy of this authorization is enclosed.
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✓

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Date: 5/20/03

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